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1 IN THE UNITED STATES DISTRICT COURT

2 FOR THE EASTERN DISTRICT OF VIRGINIA

3 Alexandria Division

4 - - - - - x

5 TIARRA FAIN, :  
6 Plaintiff, :  
7 vs. : CASE NO. 3:12-CV-293  
8 RAPPAHANNOCK REGIONAL JAIL, :  
9 et al., :  
10 Defendants. :  
11 - - - - - x  
12  
13 Deposition of OFFICER JENNIFER D. GIUFFRA  
14 Stafford, Virginia  
15 Tuesday, February 12, 2013  
16 1:41 p.m.  
17  
18  
19  
20 Job No.: 32439  
21 Pages: 1 - 22  
22 Reported by: Sarah M. Bickel, RPR

DEPOSITION OF OFFICER JENNIFFER D. GIUFFRA  
CONDUCTED ON TUESDAY, FEBRUARY 12, 2013

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1                   Deposition of OFFICER JENNIFER D. GIUFFRA,  
2 held at the offices of:

3  
4                   RAPPAHANNOCK REGIONAL JAIL  
5                   1745 Jefferson Davis Highway  
6                   Stafford, Virginia 22554  
7                   (540) 288-5245

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15                  Pursuant to Notice, before Sarah M.  
16                  Bickel, Registered Professional Reporter and Notary  
17                  Public in and for the Commonwealth of Virginia.

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DEPOSITION OF OFFICER JENNIFER D. GIUFFRA  
CONDUCTED ON TUESDAY, FEBRUARY 12, 2013

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1 APPEARANCES

2 ON BEHALF OF THE PLAINTIFF:

3 WILLIAM G. SHIELDS, ESQUIRE

4 The Shields Law Firm, PLLC

5 11512 Allecingie Parkway

6 Suite C

7 Richmond, Virginia 23235

8 (804) 594-3966

9

10

11

12 ON BEHALF OF THE DEFENDANTS:

13 ALEXANDER FRANCUZENKO, ESQUIRE

14 COOK, CRAIG & FRANCUZENKO, PLLC

15 3050 Chain Bridge Road

16 Suite 200

17 Fairfax, Virginia 22030

18 (703) 865-7480

19

20

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1 P R O C E E D I N G S

2 OFFICER JENNIFER D. GIUFFRA

3 having been first duly sworn, testified as follows:

4 EXAMINATION BY COUNSEL FOR THE PLAINTIFF

5 BY MR. SHIELDS:

6 Q Would you state your name, please, for the  
7 record.

8 A Jennifer D. Giuffra.

9 Q And how are you employed?

10 A I am employed at the Rappahannock Regional  
11 Jail.

12 Q As what?

13 A I'm currently a case manager, and I am  
14 still a certified officer as well.

15 Q What's a case manager?

16 A It's almost a social worker position  
17 within the jail.

18 Q In April of 2010, how were you employed?

19 A Officer.

20 Q I'll show you a hospital duty list that  
21 has your name at the bottom of it, and I'm not sure  
22 if whether it's on here anywhere else or not, and ask

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1 respect to restraints at the hospital for pregnant  
2 ladies, if you know?

3 A Pregnant --

4 Q I'm talking about the jail's procedures.

5 A The jail's procedures at the time were  
6 after delivery, it was one arm and one leg.

7 Q All right. Prior to delivery?

8 A Prior to delivery, if they're in active  
9 labor, it would be -- it -- if they're in active  
10 labor, you would remove restraints as needed. It  
11 depends on the medical situation. It was required  
12 for her to be restrained up until absolutely  
13 necessary, then it's removed.

14 Q And that's the policy here in 2010; is  
15 that right?

16 A Correct.

17 Q Has that policy changed since then?

18 A I do not know.

19 Q Who decided when was as long as possible?

20 You said they were to be restrained as  
21 long as possible.

22 A Right.

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1 Q Who would make that determination?

2 A Basically the medical staff, if it hinders  
3 medical treatment.

4 Q If it did not hinder medical treatment,  
5 would the restraints come off?

6 A No.

7 Q Even if she was in active labor, or do you  
8 know?

9 A I -- there's -- there's different stages  
10 of active labor, so it would depend on the situation.

11 Q Have you had occasion to talk about what  
12 occurred in this case during delivery to Ms. Fain?

13 A Did I have -- talk to her?

14 Q No, no. Talk to any of the other guards  
15 or anything about whether she was restrained or not  
16 during delivery.

17 A No.

18 Q So you don't know yourself, one way or the  
19 other, do you?

20 A No.

21 Q And nobody has told you, one way or the  
22 other?

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1       it was medically necessary for procedures where they  
2       couldn't have any metal. If they had to use the  
3       restroom, you took them off. And then if they were  
4       in full, active pushing labor or it interfered with  
5       IVs or anything special that was attached to the arm.

6                  Q   But it had to be a specific condition?

7                  A   Correct.

8                  Q   It wasn't just a general policy of  
9       removing them for treatment?

10                 A   Correct.

11                 Q   Now, can you describe the restraints that  
12      were used on pregnant ladies?

13                 MR. FRANCUZENKO: Object to the form.

14                 Go ahead.

15                 BY MR. SHIELDS:

16                 Q   At this time in 2010, what kind of  
17      restraints did you have that you would use?

18                 A   They're leather restraints. They're  
19      different sizes. One set would be for the legs and  
20      one set would be to go around the waist, and it had  
21      padded cuffs that actually lock onto the wrists.

22                 Q   What does it lock with?